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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/769,013	01/30/2004	Scott B. Davis	IS01103TC/FLE MOTA:0004	7970
7590	12/07/2005		EXAMINER ARTHUR JEANGLAUDE, GERTRUDE	
Michael G. Fletcher Fletcher Yoder P.O. Box 692289 Houston, TX 77269-2289			ART UNIT 3661	PAPER NUMBER

DATE MAILED: 12/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 10/769,013	<b>Applicant(s)</b> DAVIS, SCOTT B.	
	<b>Examiner</b> Gertrude Arthur-Jeanglaude	<b>Art Unit</b> 3661	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 30 January 2004.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-33 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-33 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 January 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## **DETAILED ACTION**

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-33 are rejected under 35 U.S.C. 102(e) as being anticipated by Geelen (U.S. Pub 20040243307).

As to claims 1, 27, 32-33, Geelen discloses a telematics assembly comprising an input device configured to receive an arbitrary code pre-assigned to correspond to a point-of-interest (POI); a communication device configured to initiate communication with a database having data related to the POI in response to the code; and a receiving device configured to receive the data related to the POI from the database (See paragraphs 0054, 0057)

As to claim 2, Geelen discloses the receiving device comprises a display configured to present the data related to the POI visually (See paragraph 0057).

As to claim 3, Geelen discloses a positioning device configured to provide the location of the telematics assembly (See paragraph 0054).

As to claims 4-5, 16-17, 22-23 Geelen discloses the communication device is configured to communicate device is configured to communicate with a wireless

network wherein the database is accessible via the wireless network (See paragraph 0046-0047)

As to claim 6, Geelen discloses a data storage device wherein the database is maintained on the data storage device (See paragraphs 0049, 0054).

As to claims 7, 12, Geelen discloses the data storage device is configured to communicate wirelessly with at least one of the input device and the receiving device (See paragraph 0046).

As to claim 8, Geelen discloses a a telematics system comprising an input device configured to receive an arbitrary code pre-assigned to correspond to a point-of-interest (POI); for facilitating transmittal of a request to a database having information about a location of the POI, the database being configured to provide the information about the location of the POI in response to the request; a receiving device configured to receive the information about the location of the POI from the database; a navigation device configured to determine a location of the individual to provide output data comparative of the location of the individual and the location of the POI; and an output device (display) configured to present the output data to the individual (See paragraphs 0047, 0054, 0057, 0060)

As to claims 9, 19, Geelen discloses the navigation device is configured to determine at least one route for travel between the location of the individual and the location of the POI (See paragraph 0057).

As to claims 10, 15, Geelen discloses the output device comprises a display for displaying the output data to the individual visually (See paragraph 0047).

As to claim 11, Geelen discloses the input device comprises a keypad (in the PDA) See paragraph 0028).

As to claim 13, Geelen discloses the network provides a link to a remote processor configured to develop the output data (See remote database over WAN paragraph 0047).

As to claim 14, Geelen discloses a vehicle; and a navigation system located in the vehicle (See paragraph 0030) comprising an input device configured to receive an arbitrary code pre-assigned to correspond to a point-of-interest (POI); for facilitating transmittal of a request to a database having information about a location of the POI, the database being configured to provide the information about the location of the POI in response to the request; (See paragraph 0046, 0047); a positioning device (GPS; see paragraph 0073); and a receiving device configured to receive the data related to the POI from the database (See paragraph 0047, 0054, 0057, 0060).

As to claims 18, 20, Geelen discloses the data related to the POI includes a location of the POI, and wherein a server is configured to provide to the receiving device output data comparative of the location of the vehicle and the location of the POI (See paragraph 0057).

As to claim 21, Geelen discloses a method of providing data relating to a point-of-interest (POI), comprising the acts of receiving a communication initiation request from a telematics device developed the communication initiation request in response to entry of an arbitrary code pre-assigned to represent the POI into the telematics device; receiving a request from the telematics device, wherein the telematics device developed

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the request in response to entry of the arbitrary code into the telematics device;  
obtaining information regarding the POI from a database in response to the request;  
and providing the information regarding the POI to the telematics device (See paragraph 0057).

As to claim 24, Geelen discloses a geocoding feature on page 7 wherein one would inherently use for assigning a code to a discrete POI to index information about the POI in the database.

As to claim 25, Geelen discloses providing information regarding a location of the POI to the telematics device (See paragraph 0057).

As to claims 26, 30, Geelen discloses obtaining a location of the telematics device and the location of the POI; and developing at least one route for travel between the location of the telematics device and the location of the POI (See paragraph 0057).

As to claims 28-29, 31, Geelen discloses entering a data-type code (via the user select entry) into the telematics device for requesting a particular type of information regarding the POI (See paragraph 0057). Also discloses on page 7 data type code facilitates activation of a feature of the telematics device.

### ***Conclusion***

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Lempio et al. (U.S. Patent No. 6,430,411) disclose a method and device for selecting a destination telephone number using a mobile station.

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Suzuki (U.S. Pub No. 20040088110) discloses a method and apparatus for displaying navigation information.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gertrude Arthur-Jeanglaude whose telephone number is (571) 272-6954. The examiner can normally be reached on Monday-Friday from 8:30 a.m. to 6:00 p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thomas Black can be reached on (571) 272-6956. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

GAJ

*GAJ*

December 2, 2005

*Gertrude A. Jeanglaude*  
GERTRUDE A. JEANGLAUDE  
PRIMARY EXAMINER